

STEP 7:

“Public Generally” Exception

Add regulation 18707.10

ATTACHMENT 2:

Regulation 18707.10

1 **STEP 7 – PUBLIC GENERALLY EXCEPTION –**
2 **ALL ECONOMIC INTERESTS COVERED BY THE EXCEPTION**

3
4 {Dec 3} Add

5 **18707.10. General Plan Decisions.**
6

7 (a) The material financial effect of a decision on a public official's economic
8 interests is indistinguishable from the decision's effect on the public generally if the
9 decision solely concerns the adoption or amendment of a general plan and all of the
10 following apply:

11 (1) The decision only identifies planning objectives or is otherwise exclusively
12 one of policy.

13 (2) The decision requires a further decision or decisions by the public official's
14 agency prior to implementing the planning or policy objectives. Examples of further
15 decisions include, but are not limited to, permitting, licensing, rezoning, or the approval
16 of or change to a zoning variance, land use ordinance, or specific plan or its equivalent.

17 (3) The decision does not concern an identifiable parcel or parcels or
18 development project, or the agency's prior, concurrent, or subsequent approval of, or
19 change to, a permit, license, zoning designation, zoning variance, land use ordinance, or
20 specific plan or its equivalent. A decision does not "concern an identifiable parcel or
21 parcels" solely because, in the proceeding before the agency in which the decision is
22 made, the parcel or parcels are merely included in an area depicted on a map or diagram
23 offered in connection with the decision, provided that the map or diagram depicts all
24 parcels located within the agency's jurisdiction and economic interests of the official are
25 not singled out.

1 (4) The general plan decision is one with comprehensive, broad, or general
2 applicability to the entire jurisdiction of the public official's agency or the district the
3 public official represents.

4 (b) The definitions of "solely concerns the adoption or amendment of a general
5 plan," "general plan," and "specific plan or its equivalent" provided in 2 Cal. Code Regs.
6 section 18704.2(c) apply to this regulation.

7
8 NOTE: Authority cited: Section 83112, Government code.
9 Reference: Section 87103, Government Code.